



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

2 AUG 2005

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

C. Richter White, CEO
Safety Light Corporation
4150 A Old Berwick Rd.
Bloomsburg, PA 17815



SDMS DocID 2085884

Re: Safety Light Corporation Site

Dear Mr. White:

The purpose of this letter is to obtain certain information regarding Safety Light Corporation, (hereinafter referred to as "Safety Light") in connection with the Safety Light Corporation Site.

EPA is seeking information relating to Safety Light's ability to pay for or to perform a cleanup at the above referenced Site. In order to complete an investigation, EPA requires that Safety Light respond fully and completely to the following items:

INSTRUCTIONS

If asserting a business confidentiality claim on information submitted in response to this request, please clearly mark such information by either stamping or using any other such form of notice that such information is trade secret, proprietary, or company confidential.

Within ten (10) business days of receipt of this letter, Safety Light is to answer the questions relevant to its financial status and within thirty (30) business days of receipt of this letter Safety Light must substantiate all data provided. This substantiation includes, but is not limited to, copies of United States tax returns, schedules, audit reports (including, but not limited to forms 1120, 990, 990PF and 990AR) for the tax years 1999 through 2004, inclusive.



*Printed on 100% recycled/recyclable paper with 100% post-consumer fiber and process chlorine free.
Customer Service Hotline: 1-800-438-2474*

INFORMATION REQUESTED

1. Business phone number
2. Type of business (e.g., manufacturing, charitable, etc.) and the state of incorporation
3. Type of entity (e.g., corporation, partnership, sole proprietorship, private foundation . . . etc.), date and state of incorporation (if applicable)
4. Information about owners, partners, officers, major shareholders, directors, etc.
 - a. Names and titles
 - b. Effective date
 - c. Home address
 - d. Phone number
 - e. Social Security Number
 - f. Total Shares or Interest
5. Latest filed income tax return
 - a. Form number (e.g., 1120, 990, 990PF, etc.)
 - b. Tax year ended
 - c. Net income before taxes
6. Bank accounts (include all types of accounts such as payroll and general, savings, certificates of deposits, etc.)
 - a. Name of institution
 - b. Address
 - c. Type of account
 - d. Account number
 - e. Balance
7. Bank Credit Available (line of credit, etc.)
 - a. Name of institution
 - b. Address
 - c. Credit limit
 - d. Amount owed
 - e. Credit available
 - f. Monthly payments

8. Location, box number, and contents of all safe deposit boxes rented or accessed
9. A description of and statement of type of ownership, including the county and state, of any real property owned by Safety Light
10. A list of life insurance policies or pollution insurance policies owned with Safety Light listed as a beneficiary
 - a. Names of insured
 - b. Company
 - c. Policy number
 - d. Type
 - e. Face amount
 - f. Available loan value
11. Additional information regarding financial condition
 - a. The docket numbers and names of any court proceedings Safety Light or any of its subsidiaries is currently involved in
 - b. The docket number, dates, and chapter of any bankruptcies filed by Safety Light or any of its subsidiaries
 - c. Were any assets transferred, at less than full value, by Safety Light in the past five years?
 - d. Does Safety Light participate in any trusts, estates, profit-sharing plans, etc.?
 - e. Has Safety Light disposed of any real property within the past three years? If so, list the selling price, identify the entity that the property was transferred to and identify the recipient of the proceeds.
12. Accounts/notes receivable of Safety Light including loans to stockholders, officers, partners, etc.
 - a. Name
 - b. Address
 - c. Amount due
 - d. Date due
 - e. Status
13. An analysis of Safety Light's current assets and liabilities to include:
 - a. Current cash on hand
 - b. Current bank account amounts

- c. The amounts of accounts/notes receivable (from paragraph 12) and a list and the amounts of stocks, bonds and other investments
- d. Real Property (from paragraph 9)

- 1. Current market value
- 2. Balances due
- 3. Equity
- 4. Amount of monthly payment
- 5. Name and address of lien/note holder/obligee
- 6. Date pledged
- 7. Date of final payment

- e. Vehicles (models, year, tag numbers and the State of registration)

- 1. Current market value
- 2. Balances due
- 3. Equity
- 4. Amount of monthly payment
- 5. Name and address of lien/note holder/obligee
- 6. Date pledged
- 7. Date of final payment

- f. Machinery and equipment (specify type, model number, etc.)

- 1. Current market value
- 2. Balance due
- 3. Equity
- 4. Amount of monthly payment
- 5. Name and address of lien/note holder/obligee

- g. Merchandise Inventory (specify)

- 1. Current market value
- 2. Balance due
- 3. Equity
- 4. Amount of monthly payment
- 5. Name and address of lien/note holder/obligee

- h. Other assets (specify)

- 1. Current market value
- 2. Balance due
- 3. Equity
- 4. Amount of monthly payment
- 5. Name and address of lien/note holder/obligee

6. Description

i. Liabilities (include notes and judgements)

1. Current balance due
2. Amount of monthly payment
3. Name and address of lien/note holder/obligee
4. Date pledged
5. Date of final payment

14. Current Income (on a monthly basis)

- a. Gross receipts from sales, services, etc.
- b. Gross rental income
- c. Interest
- d. Dividends
- e. Other income (specify)

15. Current Expenses (on a monthly basis)

- a. Materials purchased
- b. Net wages and salaries
- c. Rent
- d. Installment payments
- e. Supplies
- f. Utilities/telephone
- g. Gasoline/oil/fuel/(vehicles)
- h. Repairs and maintenance
- i. Insurance
- j. Current taxes
- k. Other (specify)

16. State the name, address, telephone number, date and state of incorporation (if applicable) and nature of business of any subsidiary or business related to or affiliated with Safety Light.

17. If Safety Light has any information about other parties who may have information which may assist the Agency in its investigation of the Site or who may be responsible for the generation of, transportation to, or release of contamination at the Site, and such information has not been previously provided to EPA, please provide such information. The information Safety Light provides in response to this request should include the party's name, address, type of business, and the reasons why Safety Light believes the party may have contributed to the contamination at the Site or may have information regarding the Site

18. Provide copies of all property, casualty and/or liability insurance policies, and any other insurance contracts referencing the site or facility (including, but not limited to, Environmental Impairment Liability, Pollution Legal Liability, Cleanup Cost Cap or Stop Loss Policies, Institutional Controls and Post Remediation Care Insurance).
19. To the extent not provided in Question 18 above, provide copies of all insurance policies that may potentially provide Safety Light with insurance for bodily injury or property damage in connection with the Site and/or Safety Light's business operations (including, but not limited to, Comprehensive General Liability). Include, without limitation, all primary, excess, and umbrella policies.
20. If there are any such policies from Questions 18 or 19 above of which you are aware but have no copies, identify each such policy to the best of your ability by identifying:
 - a. The name and address of each insurer and of the insured;
 - b. The type of policy and policy numbers;
 - c. The per occurrence policy limits of each policy; and
 - d. The effective dates for each policy.
21. Identify all insurance brokers or agents who placed insurance for Safety Light at any time during the period being investigated as identified in Question 18 and identify the time period during which such broker or agent acted in this regard.
22. Identify all communications and provide all documents that evidence, refer, or relate to claims made by or on behalf of Safety Light under any insurance policy in connection with the Site. Include any responses from the insurer with respect to any claims.
23. Identify any previous settlements with any insurer in connection with the Site, or for any claims for environmental liabilities during the time period in question. Include any policies surrendered or cancelled by Safety Light or insurer.
24. Identify any and all insurance, accounts paid or accounting files that identify Safety Light's insurance policies.
25. Identify Safety Light's policy with respect to document retention.
26. Describe the corporate relationship and affiliation and state the name, address, telephone number, date and state of incorporation (if applicable) and nature of business of any subsidiary or business related to or affiliated

with Safety Light, including, but not limited to: Metreal Corporation, USR Chemical Products, Inc., USR Lighting Products, Inc., USR Metals, Inc., USR Industries, Inc., Unatco Funding Corporation, Isolite Corporation, Shield Source Incorporated, Lime Ridge Industries, Inc., and U.S. Natural Resources, Inc.

27. For each corporation, partnership, business or business entity identified in response to question 26, complete a separate copy of the form attached in Appendix B to this letter titled "Financial Statement of Corporate Debtor."

Authority to require submission of this type of information has been given to EPA by Congress under Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA), 42 U.S.C. § 9604(e).

Section 104 of CERCLA, 43 U.S.C. § 9604, authorizes EPA to pursue penalties for failure to comply with that section or failure to respond adequately to required submissions of information. In addition, providing false, fictitious or fraudulent statements or representations may subject Safety Light to criminal penalties under 18 U.S.C. § 1001. The information Safety Light provides may be used by EPA in administrative, civil, or criminal proceedings.

Safety Light is entitled to assert a claim of business confidentiality covering all or any part of the submitted information, in the manner described in 40 C.F.R. § 2.203(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. If a claim of business confidentiality is not asserted at the time the required information is submitted to EPA, EPA may make this information available to the public without further notice to Safety Light. Further, if for any reason Safety Light does not provide all information responsive to this letter, in its answer to EPA it must: (1) describe specifically what was not provided, (2) supply to EPA a clear identification of the document(s) not provided, and (3) provide to EPA an appropriate reason why the document(s) was not provided.

EPA may contract with one or more independent contracting firms (see attached list of EPA contractors and cooperative agreement grantees) to review the documentation, including documents which Safety Light claims are confidential business information ("CBI"), which it submits in response to this information request, depending on available agency resources. Additionally, EPA may provide access to this information to (an) individual(s) working under (a) cooperative agreement(s) under the Senior Environmental Employment Program (SEE Enrollees). The SEE program was authorized by the Environmental Programs Assistance Act of 1984 (Pub. L. 98-313). The contractor(s) and/or SEE Enrollee(s) will be filing, organizing, analyzing and/or summarizing the information for agency personnel. The contractors have signed a contract with EPA that contains a confidentiality clause with respect to CBI that they handle for EPA. The SEE Enrollee(s) is working under a cooperative agreement that contains a provision concerning the treatment and safeguarding of CBI. The individual SEE enrollee has also signed a confidentiality agreement regarding treatment of CBI. Pursuant to CERCLA, 42 U.S.C. § 9604(e)(7), and EPA's regulations at 40 C.F.R. § 2.310(h), EPA may share such CBI

with EPA's authorized representatives which include contractors and cooperators under the Environmental Programs Assistance Act of 1984. (See 58 Fed. Reg. 7187 (1993)). If Safety Light has any objection to disclosure by EPA of documents which it claims are CBI to any or all of the entities listed in the attachment, Safety Light must notify EPA in writing at the time it submits such documents.

This required submission of information is not subject to the approval requirements under the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

We appreciate and look forward to Safety Light's prompt response to this letter. Any questions Safety Light may have regarding the current status of this Site in the Superfund process can be directed to Linda Dietz, the site Remedial Project Manager at 215/814-3195.

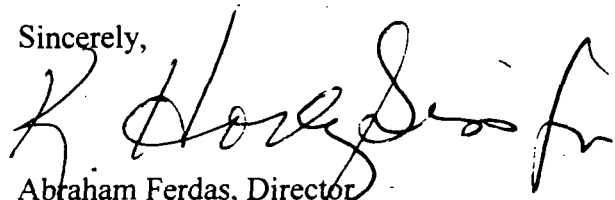
If, for a particular reason, Safety Light is hesitant to answer this letter because it is concerned about public disclosure of its name in connection with the information it is required to submit, please clearly advise EPA in the response that you request confidential treatment of Safety Light's identity. EPA cannot guarantee confidentiality and does not encourage such a request, but we recognize that it may be appropriate in certain instances. In the event that Safety Light does request confidential treatment of your identity, EPA will evaluate whether such confidential treatment is warranted in this case. Please do not request confidential treatment of your identity unless you believe it is necessary.

All documents and information should be sent to:

Harry R. Steinmetz (3HS62)
U.S. Environmental Protection Agency
1650 Arch Street
Philadelphia, PA 19103

If you have any questions, please feel free to contact Mr. Steinmetz at 215/814-3161. Legal questions can be directed to Gail Wilson, the Site attorney, at 215/814-2493.

Sincerely,



Abraham Ferdas, Director
Hazardous Site Cleanup Division

Enclosure

cc: Gail Wilson (3RC41) ✓
Linda Dietz (3HS21)
Dennis Matlock (3HS32)
Craig Olewiler (PADEP)
Larry Newcomber (PADEP)
Jeff Whitehead (PADEP)
Robert Prince (NRC)

ENCLOSURE I

FINANCIAL STATEMENT OF CORPORATE DEBTOR

Submitted For Government
Action On Claims Due
To The United States

(Use Additional Sheets Where Needed)

1-For Profit ()

1. Name (Debtor) _____ Type 2-Not for Profit ()

2. Business Address

Street	City	State	Zip
--------	------	-------	-----

Note: Attach schedule of all business addresses

3. Foreign _____ Domestic _____

4. Legal form of business organization during last five (5) years.

_____ Corporation

_____ Subchapter S Corporation

_____ Partnership

_____ Proprietorship

_____ Trust

_____ Other? _____

5. State of Incorporation _____ Date of Incorporation _____

6. Name of Registered Agent _____

7. Address of Registered Agent _____ Phone _____

8. Names and addresses of principal stockholders. Number of shares owned by each. (If more than 6 shareholders, list only those with 5 percent or more stock ownership.) Total outstanding shares _____

	Name	Address	Shares
(1)	_____	_____	_____
(2)	_____	_____	_____

- | | | | |
|-----|-------|-------|-------|
| (3) | _____ | _____ | _____ |
| (4) | _____ | _____ | _____ |
| (5) | _____ | _____ | _____ |
| (6) | _____ | _____ | _____ |

9. (A) Names and addresses of current (and for previous five years) officers and number of shares held by each.

	Name	Address	Shares	Term
(1)	_____	_____	_____	_____
(2)	_____	_____	_____	_____
(3)	_____	_____	_____	_____
(4)	_____	_____	_____	_____
(5)	_____	_____	_____	_____

(B) Names and addresses of current (and for previous five years) members of board of directors and number of shares held by each.

	Name	Address	Shares	Term
(1)	_____	_____	_____	_____
(2)	_____	_____	_____	_____
(3)	_____	_____	_____	_____
(4)	_____	_____	_____	_____
(5)	_____	_____	_____	_____

10. Has this organization ever issued a prospectus for the sale of stock? Yes () No (). List date, number, and type of shares for each prospectus during the last five years.

11. (A) Registration on national or local stock exchange(s). (Give details, including date of registration and/or delisting).

(1) _____
(2) _____
(3) _____

(B) Total authorized shares for each type issued and present market value per share on each type of stock (or book value if not actively traded).

Type of Shares	Total Shares	Book Value	Market Value
(1) _____	_____	_____	_____
(2) _____	_____	_____	_____
(3) _____	_____	_____	_____
(4) _____	_____	_____	_____

(C) Total outstanding shares of each type of stock currently being held as Treasury Stock.

(D) Total outstanding shares of each type of stock.

(E) Amount of bonded debt and principal bondholders.

12. List states and municipalities to which taxes have been paid and/or are being paid. Describe nature and amount of such taxes, state most recent year of payment thereof and whether tax

payments are current.

13. Has this organization filed United States income tax returns during the last 5 years? Yes () No ()
To what I.R.S. Office(s)? _____
What years? _____

Are Federal taxes current? Yes () No ()

Provide income tax returns for the past five (5) years.

14. Names and addresses of
(A) Organization's independent certified public accountants

(B) Organization attorney(s) retained by organization for the past five years.

15. Has this organization filed financial forms with any organization or government entity? List name of organization or entity, date, and type of financial form.

16. Does this organization have a Profit and Loss Statement and Balance Sheet for the most recent calendar or fiscal year **and** for the past five years? Submit one copy of each. (Audited Documents are preferred. If Balance Sheets and Income Statements are submitted, answer only questions (3)A, (3)B, and (3)C below).

(1)	<u>Assets</u>	<u>Amount</u>				
		Year				
	Cash	\$				
	Securities	\$				
	Existing					
	Facilities	\$				
	Equipment	\$				
	Original					
	Cost	\$				
	Depreciation	\$				
	Inventory	\$				
	Accounts					
	Receivable	\$				
	Other	\$				
	TOTAL ASSETS	\$				

(2)	<u>Liabilities</u>					
		Year				
	Loans Payable ¹					
	Principal	\$				
	Monthly					
	Payment	\$				
	Mortgages ²					
	Principal	\$				
	Monthly					
	Payment	\$				
	Accounts					
	Payable	\$				
	Deferred Taxes	\$				
	Insurance	\$				
	Other	\$				

	<u>Stockholder's Equity</u>					
	Common Stock	\$				
	Paid-in-					
	Capital	\$				
	Retained					
	Earnings	\$				
	Total Liabilities					
	and Stockholder's					
	Equity	\$				

1 Complete loan information as requested on page 6, under A) Loans Payable.

2 Complete mortgage information as requested on page 6, under B) Mortgages Payable.

(3) Income/Expenses

Gross Income

Net

Sales	\$	_____	_____	_____	_____	_____
Interest						
Income	\$	_____	_____	_____	_____	_____
Dividends	\$	_____	_____	_____	_____	_____
Other	\$	_____	_____	_____	_____	_____

Operating Expenses

Wages	\$	_____	_____	_____	_____	_____
Overhead	\$	_____	_____	_____	_____	_____
Lease						
Paymts.	\$	_____	_____	_____	_____	_____
Interest						
Expense	\$	_____	_____	_____	_____	_____
Cost of						
Sales	\$	_____	_____	_____	_____	_____

Net

Income	\$	_____	_____	_____	_____	_____
--------	----	-------	-------	-------	-------	-------

A. LOANS PAYABLE

Owed to/Purpose	Term/Interest Rate	Collateral/Cosigner
-----------------	--------------------	---------------------

1) _____

2) _____

Monthly Payments	Original Amount/Date	Present Balance
------------------	----------------------	-----------------

1) _____

2) _____

B. MORTGAGES PAYABLE

	Address	Term/Interest Rate	Collateral/Cosigner
1)	_____	_____	_____
2)	_____	_____	_____

	Monthly Payments	Original Amount/Date	Present Balance
1)	_____	_____	_____
2)	_____	_____	_____

C. Provide the following firm size information:

(1) Number of Employees	_____	_____	_____	_____
(2) Size of Warehouse	_____	_____	_____	_____
(3) Number and Size of Shipments	_____	_____	_____	_____
(4) Other	_____	_____	_____	_____

Attach the additional past five years for question 16 on a separate sheet.

17. Does this organization maintain bank accounts? Provide names and addresses of banks, savings and loan associations, and other such entities, within the United States or located elsewhere. Indicate name and number of accounts and balances.

	Name of Bank	Account Number	Balance (Approx.)
(A)	_____	_____	_____
	_____	_____	_____
	_____	_____	_____

(B) Other Account(s)

(C) Savings & Loan Associations or other such entities

--	--	--

(D) Trust Account(s)

--	--	--

(E) Other Account(s)

--	--	--

18. List all commercial paper, negotiable or non-negotiable, in which the organization has any interest whatsoever, presently in transit or in the possession of any banking institution. Describe such paper and the organization's interest therein, and state its present location. List all accounts and loans receivable in excess of \$300 and specify if due from an officer, stockholder, or director.

19. Has this organization engaged in any Joint Loan Agreements, including Letters of Credit, with any other organization(s)? Describe all such agreements.

20. Does this organization have any debt co-insured by another organization? Describe all such agreements.

21. List all equity participation in other organizations both domestic and foreign in which this organization has an interest, including the type, amount, and terms of such interest.

22. List all debt participation in other organizations both domestic and foreign in which this organization has an interest, including the type, amount, and terms of such interest.

23. Is this organization presently:

(A) Active
(Answer "No" for inactive, but still in existence) Yes () No ()

(B) Void and/or terminated by state authority Yes () No ()

(C) Otherwise dissolved Yes () No ()

1) date _____

2) by whom _____

3) reason _____

24. (A) List corporate salaries to and/or drawings of the following personnel for the last five taxable years:

Position (Including Officers)	Specify Year

President _____	_____
Chairman/Board _____	_____
Secretary _____	_____
Treasurer _____	_____

(B) List the five most highly compensated employees or officers other than those above, describe their positions, and set forth annual salaries and/or bonuses for the last five taxable years:

Name	Position	Specify Year
1. _____	_____	____
2. _____	_____	____
3. _____	_____	____
4. _____	_____	____
5. _____	_____	____

(C) Describe the nature of the compensation paid to the persons listed in (A) and (B) above and set forth any stock options, pensions, profit sharing, royalties, or other deferred compensation rights of said persons.

25. List organization's commercial activity (fields of activity resulting in income) and SIC Code.

Commercial Activity	SIC Code
Primary _____	_____
Other 1 _____	_____
2 _____	_____
3 _____	_____

26. List all other supplementary fields of activity in which this organization is engaged, either directly or through subsidiaries or affiliates, stating the name(s) and state(s) of incorporation of such subsidiaries or affiliates.

27. Has this organization at any time been the subject of any proceeding under the provisions of any State Insolvency Law, or the Federal Bankruptcy Act, as amended? If so, supply the following information as to each such proceeding:

(A) Date (Commencement) _____

(B) Date (Termination) _____

(C) Discharge or other disposition, if any, and operative effect thereof: _____

(D) State Court _____ Federal Court _____
County District

(E) Docket No. _____

28. (A) List all Real Estate and Personal Property of an estimated value in excess of \$500.00 owned or under contract to be purchased by this organization and where located:

(B) List and describe all judgments, recorded and unrecorded:

1) Against the organization

2) In favor of the organization

(C) List and describe all other encumbrances against Real Estate owned by the organization (including but not limited to mortgages, recorded or unrecorded):

(D) List and describe all other encumbrances (including but not limited to Security Interest, whether preferred or not) against any such personal property owned by the organization as is listed in 28(A) above:

(E) List and describe location of Real Estate, including Real Estate being purchased under contract, with name and address of Seller and contract price:

29. List all Life Insurance, now in force on any or all Officers, Directors, and/or "key" employees, setting forth face amounts, names of life insurance companies, and policy numbers where this organization has an "insurable interest" and/or is paying the premium or part of same. Where applicable, indicate under which policy(ies) this organization is a Beneficiary, type of policy(ies), yearly premium, and location of policy(ies). In addition, describe the conditions of and borrowing options available under each policy.

30. For the following types of policies, list all primary and excess insurance policies, the deductible amount, the per occurrence, and aggregate coverage limit for each policy. List all policies held by the firm (or predecessor firms) starting from the date on which the pollution incidents began.

A. Comprehensive General Liability

B. Environmental Impairment Liability

C. Other policies for which coverage might apply, including participation in risk retention pools

31. List all transfers of any or all assets, real and/or personal and each (over \$300.00) made by this organization, OTHER THAN IN THE ORDINARY COURSE OF BUSINESS, during the last three (3) calendar years and state to whom the transfer was made. Describe compensation paid by recipient and to whom.

Date	Amount	Property Transferred	To Whom	Conditions of Transfer
<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
<hr/>	<hr/>	<hr/>	<hr/>	<hr/>

32. Is this organization a party in any law suit now pending?
Yes () (Give details below) No ()

33. Please list names and addresses of any persons or other business entity, holding funds in escrow or in trust for this organization, or any of its subsidiaries or affiliates.

34. Other Information Requested: _____

35. Additional Remarks: _____

Verification and Affidavit

With knowledge of the penalties for false statements provided by 18 U.S.C. 1001 (\$10,000 fine and/or five years imprisonment) and with knowledge that this financial statement is submitted by me as a responsible officer of this organization to affect action by the Department of Justice, I hereby certify that I believe and I completely understand the above statement, and that the same is a true and complete statement of all organization income and assets, real and personal, whether held in the company name or otherwise.

Date

Affiant (Officer)

(List Corporate Position)

NOTARY PUBLIC

Enclosure 2

Definitions

1. The term "arrangement" shall mean every separate contract or other agreement or understanding between two or more persons, whether written or oral.
2. The term "documents" shall mean writings, photographs, sound or magnetic records, drawings, or other similar things by which information has been preserved and also includes information preserved in a form which must be translated or deciphered by machine in order to be intelligible to humans. Examples of documents include, but are not limited to, electronic mail and other forms of computer communication, drafts, correspondence, memoranda, notes, diaries, statistics, letters, telegrams, minutes, contracts, reports, studies, checks, statements, receipts, summaries, pamphlets, books, invoices, checks, bills of lading, weight receipts, toll receipts, offers, contracts, agreements, deeds, leases, manifests, licenses, permits, bids, proposals, policies of insurance, logs, interoffice and intra-office communications, notations of any conversations (including, without limitation, telephone calls, meetings, and other communications such as e-mail), bulletins, printed matter, computer printouts, invoices, worksheets, graphic or oral records or representations of any kind (including, without limitation, charts, graphs, microfiche, microfilm, videotapes, recordings and motion pictures), electronic, mechanical, magnetic or electric records or representations of any kind (including, without limitation, tapes, cassettes, discs, recordings and computer memories), minutes of meetings, memoranda, notes, calendar or daily entries, agendas, notices, announcements, maps, manuals, brochures, reports of scientific study or investigation, schedules, price lists, data, sample analyses, and laboratory reports.
3. The term "hazardous substance" means (a) any substance designated pursuant to section 1321(b)(2)(A) of Title 33 [of the U.S. Code], (b) any element, compound, mixture, solution, or substance designated pursuant to section 9602 of [CERCLA], (c) any hazardous waste having the characteristics identified under or listed pursuant to section 3001 of the Solid Waste Disposal Act (42 U.S.C. Section 6921) (but not including any waste the regulation of which under the Solid Waste Disposal Act (42 U.S.C. Section 6901 et seq.) has been suspended by Act of Congress), (d) any toxic pollutant listed under section 1317(a) of Title 33, (e) any hazardous air pollutant listed under section 112 of the Clean Air Act (42 U.S.C. Section 7412), and (f) any imminently hazardous chemical substance or mixture with respect to which the Administrator has taken action pursuant to section 2606 of Title 15 [of the U.S. Code]. The term does not include petroleum, including crude oil or any fraction thereof which is not otherwise specifically listed or designated as a hazardous substance under subparagraphs (a) through (f) of this paragraph, and the term does not include natural gas, natural gas liquids, liquefied natural gas, or synthetic gas usable for fuel (or mixtures of natural gas and such synthetic gas).

4. The term "pollutant or contaminant" shall include, but not be limited to, any element, substance, compound, or mixture, including disease-causing agents, which after release into the environment and upon exposure, ingestion, inhalation, or assimilation into any organism, either directly from the environment or indirectly by ingestion through food chains, will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations in such organisms or their offspring, except that the term "pollutant or contaminant" shall not include petroleum, including crude oil or any fraction thereof which is not otherwise specifically listed or designated as a hazardous substance under CERCLA, and shall not include natural gas, liquefied natural gas, or synthetic gas of pipeline quality (or mixtures of natural gas and such synthetic gas).
5. The term "release" means any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment (including the abandonment or discarding of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant), but excludes (a) any release which results in exposure to persons solely within a workplace, with respect to a claim which such persons may assert against the employer of such persons, (b) emissions from the engine exhaust of a motor vehicle, rolling stock, aircraft, vessel, or pipeline pumping station engine, (c) release of source, byproduct, or special nuclear material from a nuclear incident, as those terms are defined in the Atomic Energy Act of 1954 (42 U.S.C. Section 2011 et seq.), if such release is subject to requirements with respect to financial protection established by the Nuclear Regulatory Commission under section 170 of such Act (42 U.S.C. Section 2210), or, for the purposes of section 9604 of [CERCLA] or any other response action, any release of source byproduct, or special nuclear material from any processing site designated under sections 7912(a)(1) or 7942(a) of [CERCLA], and (d) the normal application of fertilizer.
6. The term "waste" or "wastes" shall mean and include any discarded materials including, but not limited to, trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, pollutants or contaminants, and discarded or spilled chemicals, whether solid, liquid, or sludge.
7. The term "you" when referring to an incorporated entity shall mean and include the incorporated entity and its agents and representatives, including, but not limited to, persons directly authorized to transact business on the entity's behalf such as officers, directors, or partners with which the entity is affiliated, employees, accountants, engineers, or other persons who conduct business on the entity's behalf, as well as affiliated entities, including, but not limited to, partnerships, limited liability companies, divisions, subsidiaries, holding companies.

List of Contractors That May Review Your Response

- Chenega Technical Products
Contract # EP-S3-04-01
- Tetra Tech EM, Inc. -
Contract #68-S3-0002
Subcontractor to Tetra Tech EM, Inc. is:
Eagle Instruments, Inc.
- Ecology and Environment, Inc. -
Contract #68-S3-0001
Subcontractor to Ecology and
Environment, Inc. is:
S & S Engineers, Inc.
- IT Corporation - Contract #68-S3-00-06
Subcontracts to IT Corporation are:
Weavertown Environmental Group
Environmental Restoration Company
- Earth Tech, Inc. -
Contract #68-S3-00-07
Subcontractors to Earth Tech, Inc. are:
Industrial Marine Services, Inc.
Cline Oil
Hertz Equipment Rental
- Tetra Tech NUS Inc. -
Contract #68-S6-3003
Subcontractors to Tetra Tech NUS Inc.
are:
Gannett Fleming, Inc.
Dynamic Corporation
C. C. Johnson & Malhotra, P.C.
- CDM-Federal Programs Corporation -
Contract #68-S7-3003
Subcontractors to CDM-Federal
Programs Corporation are:
Tetra Tech EM, Inc.
Robert Kimball & Associates
PMA & Associates
Horne Engineering
Pacific Environmental Services
- Black and Veatch Waste Science and
Technology Corporation/Tetra Tech,
Inc. - Contract #68-S7-3002
Subcontractor:
Enviro Consultants Group
- Tech Law, Inc. -
Contract #68-W-00-108
- WRS Infrastructure & Environment,
Inc. - Contract # 68-S3-03-02
- Kemron Environmental Services
Contract # 68-S3-03-05
- Industrial Marine Services, Inc.
Contract # 68-S3-03-03
- Guardian Environmental Services, Inc.
68-S3-03-04
- List of Inter-Agency Agreements
General Services Administration
CERCLA File Room
Contractor: Booz-Allen & Hamilton
- General Services Administration
Spectron Superfund Site
Contractor: Booz-Allen & Hamilton
- General Services Administration
Breslube Penn Superfund Site
Contractor: Booz-Allen & Hamilton
- List of Cooperative Agreements
National Association of Hispanic
Elderly - #CQ-822511
- AARP Foundation (Senior
Environmental Employment) -
#824021
#823952

List of Cooperative Agreements

- National Association of Hispanic Elderly - # CQ-825236
- National Senior Citizen Education & Research Center - # CQ-825529

Enclosure 4

Business Confidentiality Claims

You may be entitled to assert a claim of business confidentiality covering any part or all of the submitted information, in the manner described in 40 C.F.R. Section 2.203(b). Information subject to a claim of business confidentiality will be made available to the public only in accordance with the procedures set forth in 40 C.F.R. Part 2, Subpart B. If a claim of business confidentiality is not asserted when the information is submitted to EPA, EPA may make this information available to the public without further notice to you. You must clearly mark such claimed information by either stamping or using any other such form of notice that such information is a trade secret, proprietary, or company confidential. To best ensure that your intent is clear, we recommend that you mark as confidential each page containing such claimed information.

Disclosure Of Your Response to EPA Contractors and Grantees

EPA may contract with one or more independent contracting firms (See Enclosure 3) to review the documentation, including documents which you claim are confidential business information ("CBI"), which you submit in response to this information request, depending on available agency resources. Additionally, EPA may provide access to this information to (an) individual(s) working under (a) cooperative agreement(s) under the Senior Environmental Employment Program (SEE Enrollees). The SEE program was authorized by the Environmental Programs Assistance Act of 1984 (Pub. L. 98-313). The contractor(s) and/or SEE Enrollee(s) will be filing, organizing, analyzing and/or summarizing the information for EPA personnel. The contractors have signed a contract with EPA that contains a confidentiality clause with respect to CBI that they handle for EPA. The SEE Enrollee(s) is working under a cooperative agreement that contains a provision concerning the treatment and safeguarding of CBI. The individual SEE enrollee has also signed a confidentiality agreement regarding treatment of CBI. Pursuant to CERCLA, 42 U.S.C. Section 9604(e)(7) and EPA's regulations at 40 C.F.R. Section 2.310(h), EPA may share such CBI with EPA's authorized representatives which include contractors and cooperators under the Environmental Programs Assistance Act of 1984. (See 58 Fed. Reg. 7187 (1993)). If you have any objection to disclosure by EPA of documents which you claim are CBI to any or all of the entities listed in Enclosure 3, you must notify EPA in writing at the time you submit such documents.